

*IFW*

Application No. 10/560,945  
Paper Dated: March 27, 2007  
Attorney Docket No. 3988-053390

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/560,945  
Applicants : Jörg BERGER et al.  
Filed : June 2, 2006  
Title : DEVICE FOR CONTINUOUSLY FILLING AND CLOSING COMPOSITE CARDBOARD/PLASTIC PACKAGINGS OPENED ON ONE SIDE AND CELL CAGE FOR TRANSPORTING SAID PACKAGINGS IN THE DEVICE  
Art Unit : 3721  
Confirmation No. : 8043  
Customer No. : 28289

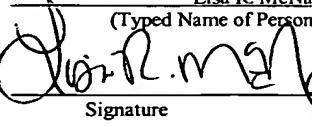
**INFORMATION DISCLOSURE STATEMENT**

MAIL STOP AMENDMENT  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby submit this Information Disclosure Statement together with a completed Form PTO/SB/08A, a copy of each of the foreign references cited, and an English-language abstract of each foreign-language reference, where available.

This application is the national phase of International Application No. PCT/EP2004/006525, which was filed on June 17, 2004 and claims priority to German Application No. 103 27 184.8, filed June 17, 2003.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 27, 2007.	
<p style="text-align: center;">Lisa R. McNany (Typed Name of Person Mailing Paper)</p>	
	<p style="text-align: right;">03/27/2007 Date</p>
Signature	Date

Application No. 10/560,945  
Paper Dated: March 27, 2007  
Attorney Docket No. 3988-053390

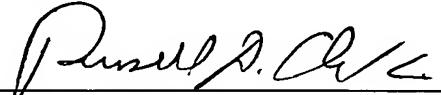
The European reference EP 0 707 550 B1 was cited on page 3 of the present application and is relevant for the reasons given therein. This reference has been replaced by WO 95/02539 A1 pursuant to Article 158 of the European Patent Convention. The references EP 0 727 367 A1 and WO 95/02539 A1 were cited on page 3 of the present application as well as in the International Search Report (ISR) in the corresponding PCT application and are relevant for the reasons given therein. The references WO 96/23655 A, WO 96/26114 A, US 2,941,237, and US 6,073,423 were also cited in the ISR and are relevant for the reasons given therein. Because a copy of the ISR was already received by the Office, as confirmed by the Notice of Acceptance of Application mailed October 2, 2006, no copy is included herein.

All of the other references listed on Form PTO/SB/08A, including all of the German references and US 6,101,786, were cited in an Office Action dated January 30, 2004 issued by the German Patent Office in connection with the prosecution of the corresponding German application. It should be noted that DE 694 16 130 T2 corresponds to WO 95/02539 A1. A copy of the German Office Action is enclosed. No English-language abstract of DE 93 11 106 U1 is available.

Pursuant to 37 C.F.R. § 1.97(b)(3), no fee is believed to be due for the submission of this Information Disclosure Statement, as it is being submitted before the mailing date of a first Office Action on the merits. Nevertheless, the Commissioner for Patents is hereby authorized to charge any fees which may be required to Deposit Account No. 23-0650. One (1) original and two (2) copies of this Information Disclosure Statement are enclosed.

Respectfully submitted,

THE WEBB LAW FIRM

By 

Russell D. Orkin  
Registration No. 25,363  
Attorney for Applicants  
700 Koppers Building  
436 Seventh Avenue  
Pittsburgh, PA 15219  
Telephone: (412) 471-8815  
Facsimile: (412) 471-4094  
E-mail: [webblaw@webblaw.com](mailto:webblaw@webblaw.com)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.



Substitute for Form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	1	Attorney Docket Number	3988-053390
-------	---	----	---	------------------------	-------------

## U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code <sup>2</sup> (if known)			
1	US-3,941,237	A	03-02-1976	Fred MacGregor, Jr.	
2	US-6,073,423	A	06-13-2000	Andrew House et al.	
3	US-6,101,786	A	08-15-2000	John Lees	
	US-				

## FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
4	EP 0 707 550 B1		01-26-1995	Pakcentre Ltd.		
5	EP 0 727 367 A1		08-21-1996	Kao Corp.		
6	WO 95/02539 A1		01-26-1995	Pakcentre Ltd.		
7	WO 96/23655 A1		08-08-1996	Tetra Laval Holdings		
8	WO 96/26114 A1		08-29-1996	Tetra Laval Holdings		
9	DE 694 16 130 T2		09-30-1999	Tetra Laval Holdings	English Abstract Attached	
10	DE 101 45 803 A1		04-10-2003	Alfill Engineering GMBH	English Abstract Attached	
11	DE 93 11 106 U1		09-16-1993	Seitz Enzinger Noll Masch		
12	DE 41 37 098 A1		05-13-1993	Tetra Pak GMBH	English Abstract Attached	

Examiner Signature	Date Considered
--------------------	-----------------

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2-hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.